GENWAL COAL COMPANY

September 19, 1990

Mr. Rick Summers
Division of Oil, Gas & Mining
3 Triad Center, Suite 350
355 West North Temple
Salt Lake City, UT 84180-1203

OIL, GAS & MINING

RE: Permit #ACT 015-032 FOLDER #2

Genwal Coal Company NOV #N 90-17-5-2

Dear Mr. Summers:

This letter is in response to the above referenced Notice of Violation, page 2 of 3 issued by Lynn Kunzler, September 7,1990.

According to page 12-17 of our permit visual subsidence/escarpement surveys need to be conducted on weekly intervals only during the time of active recovery mining (pillaring). Thereafter, a visual subsidence escarpment failure survey will be conducted at quarterly intervals at areas where mining has taken place beneath escarpment areas visible from Huntington and Crandall Canyon for a period of two years after development mining.

Genwal's second mining was conducted during January, March, the last week of May, and June. Please find enclosed our record of the subsidence monitoring conducted during these specified times, as required according to our permit.

Should you need additional information or have any questions, please contact me at 687-9813.

Sincerely,

GENWAL COAL COMPANY

Randal J Ralphs Surface Foreman

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Enclosure

cc: Lynn Kunzler Lowell Braxton

SUBSIDENCE MONITORING

| January 4, 1990 | No disturbance noticed by visual observation. |
|-------------------|---|
| January 12, 1990 | 8:00 a.m. visual observation. No disturbance noted. |
| January 18, 1990 | Visual observation 3:00 p.m. No disturbance. |
| January 26, 1990 | 10:40 a.m. visual with no disturbance. |
| February 2, 1990 | 1:30 p.m. visual observation. No disturbance. |
| February 12, 1990 | 11:15 a.m. visual. No disturbance. |
| February 22, 1990 | Visual observation 12:45 p.m. No disturbance. |
| March 2, 1990 | Visual observation 10:00 a.m. No disturbance. |
| March 8, 1990 | Visual observation 10:45 a.m. No disturbance. |
| March 14, 1990 | Visual observation 9:15 a.m. No disturbance. |
| March 22, 1990 | Visual observation 4:15 p.m. No disturbance. |
| March 29, 1990 | Visual observation. No disturbance. |
| April 4, 1990 | Visual observation 11:30 a.m. No disturbance. |
| April 13, 1990 | Visual observation 1:45 p.m. No disturbance. |
| April 23, 1990 | 11:30 a.m. visual observation. No disturbance. |
| April 30, 1990 | 9:45 a.m. visual observation. No disturbance noted. |
| May 9, 1990 | 2:15 p.m. visual observation. No disturbance noted. |
| May 17, 1990 | 8:30 a.m. visual observation. No disturbance noted. |

| May 25, 1990 | 3:30 p.m. visual observation. No disturbance noted. |
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| May 31, 1990 | Visual observation 2:45 p.m. No disturbance noted. |
| June 5, 1990 | Visual observation. No disturbance noted. |
| June 13, 1990 | Visual observation. No disturbance noted. |
| June 19, 1990 | Visual observation. No disturbance noted. |
| June 28, 1990 | Visual observation. No disturbance noted. |
| July 5, 1990 | Visual observation. No disturbance noted. |
| July 13, 1990 | Visual observation. No disturbance noted. |
| July 18, 1990 | Visual observation. No disturbance noted. |
| July 28, 1990 | Visual observation. No disturbance noted. |
| August 9, 1990 | Visual observation. No disturbance noted. |
| August 15, 1990 | Visual observation 10:30 a.m. No disturbance noted. |
| August 24, 1990 | Walk-around, visual observation 1:45 p.m. No disturbance noted. |
| August 30, 1990 | Visual observation 1:45 p.m. No disturbance noted. |
| September 7, 1990 | Visual observation 1:30 p.m. No disturbance noted. |
| September 13, 1990 | Visual observation 10:45 a.m. No disturbances noted. |